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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MAXIMILIAN KLEIN, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

META PLATFORMS, INC., a Delaware
Corporation,

Defendant.

Case No. 3:20-cv-08570-JD

**DECLARATION OF DAVID Z.
GRINGER IN SUPPORT OF
DEFENDANT'S MOTION TO EXCLUDE
TESTIMONY OF NICHOLAS
ECONOMIDES**

Judge: Hon. James Donato

1 I, DAVID Z. GRINGER, declare as follows:

2 1. I am a partner at the law firm Wilmer Cutler Pickering Hale and Dorr LLP
3 (“WilmerHale”). I represent Meta Platforms, Inc. in the above-captioned action. I submit this
4 declaration in support of Meta’s Motion to Exclude Testimony of Nicholas Economides.

5 2. Attached hereto as Exhibit 1 is a true and correct copy of the Declaration of Dr.
6 Nicholas Economides in Support of Consumer Plaintiffs’ Motion for Class Certification Errata
7 served on July 27, 2023.

8 3. Attached hereto as Exhibit 2 is a true and correct copy of the Reply Declaration of
9 Dr. Nicholas Economides in Support of Consumer Plaintiffs’ Motion for Class Certification
10 served on September 1, 2023.

11 4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of the transcript
12 from Dr. Nicholas Economides’s deposition held on September 14, 2023.

13 5. Attached hereto as Exhibit 4 is a true and correct copy of the article by Nicholas
14 Economides & Ioannis Lianos, *Giving Away Our Data for Free is a Market Failure*, Promarket
15 (Feb. 1, 2021), [https://www.promarket.org/2021/02/01/free-data-market-failure-digital-](https://www.promarket.org/2021/02/01/free-data-market-failure-digital-platforms/)
16 [platforms/](https://www.promarket.org/2021/02/01/free-data-market-failure-digital-platforms/).

17 6. Attached hereto as Exhibit 5 is a true and correct copy of the article by Sagee
18 Ben-Zedeff, *Introducing Study From Facebook*, Meta (June 11, 2019).

19 7. Attached hereto as Exhibit 6 is a true and correct copy of the article by Erez
20 Naveh, *Introducing Facebook Viewpoints*, Meta (Nov. 25, 2019), [https://about.fb.com/news/](https://about.fb.com/news/2019/11/introducing-facebook-viewpoints/)
21 [2019/11/introducing-facebook-viewpoints/](https://about.fb.com/news/2019/11/introducing-facebook-viewpoints/).

22 8. Attached hereto as Exhibit 7 is a true and correct copy of Background for Sagee
23 Ben-Zedeff’s 30(b)(6) Deposition, PX-2961.

24 I declare that the foregoing is true and correct under penalty of perjury.

25 Executed on this 15th day of September, 2023, in New York, New York.

26 By: /s/ David Z. Gringer
27 David Z. Gringer
28

SIGNATURE ATTESTATION

This document is being filed through the Electronic Case Filing (ECF) system by attorney Sonal N. Mehta. By her signature, Ms. Mehta attests that she has obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the above signature block.

By: /s/ Sonal N. Mehta
Sonal N. Mehta

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of September, 2023, I caused the foregoing document to be transmitted via electronic mail.

By: /s/ Sonal N. Mehta
Sonal N. Mehta